

05-17-02

RECEIVED 6A4/1655

MAY 21 2002

Patent
252/124

TECH CENTER 1600/2900



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Michael K. Skinner and Jodi L. Patton

Serial No.: 09/676,052

Filed: September 28, 2000

For: A METHOD OF DETERMINING
TUMOR CHARACTERISTICS BY
DETERMINING ABNORMAL COPY
NUMBER OF EXPRESSION LEVEL OF
LIPID-ASSOCIATED GENES

) Group Art Unit: 1655

) Examiner: Ethan C. Whisenant

AMENDMENT TRANSMITTAL

Box AMENDMENT FEE

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment for the above-identified application.

OC-110200.1

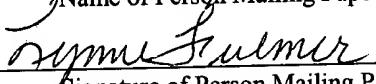
CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

EV 051628695 US
Express Mail Label No.

May 15, 2002
Date of Deposit

Lynne Fulmer
Name of Person Mailing Paper


Signature of Person Mailing Paper

Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
1 month	<input type="checkbox"/> \$55.00	<input type="checkbox"/> \$110.00
2 months	<input type="checkbox"/> \$200.00	<input type="checkbox"/> \$400.00
3 months	<input checked="" type="checkbox"/> \$460.00	<input type="checkbox"/> \$920.00
4 months	<input type="checkbox"/> \$720.00	<input type="checkbox"/> \$1,440.00
5 months	<input type="checkbox"/> \$980.00	<input type="checkbox"/> \$1,960.00

An extension for _____ months has already been secured and the fee paid therefor of _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this Request \$460.00.

If an additional extension of time is required, please consider this a petition therefor.

FEES FOR CLAIMS:

Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Total Claims	5	-	20	=	0	x	\$18.00	\$0.00
Independent Claims	1	-	3	=	0	x	\$84.00	\$0.00
Multiple Dependent Claims	\$280		(if applicable)			<input type="checkbox"/>		\$0.00
TOTAL OF ABOVE CALCULATIONS								
Reduction by ½ for Filing by Small Entity.						<input type="checkbox"/>		\$0.00
Note 37 CFR §§ 1.9, 1.27, 1.28.								
TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH								
								\$0.00

A check in the amount of _____ is enclosed to cover the above fee(s).

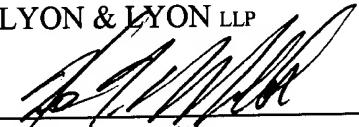
Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of \$460.00.

The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **12-2475**.

Respectfully submitted,

LYON & LYON LLP

By:


Kurt T. Mulville
Reg. No. 37,194

Dated: May 15, 2002

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
949/567-2300 x 1124 Telephone
213/955-0440 Facsimile



RECEIVED ^{#9}
EX-34 Annex A
C

MAY 21 2002

TECH CENTER 1600/2900

Patent
252/124

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Michael K. Skinner and Jodi L. Patton

Serial No.: 09/676,052

Filed: September 28, 2000

For: A METHOD OF DETERMINING
TUMOR CHARACTERISTICS BY
DETERMINING ABNORMAL COPY
NUMBER OR EXPRESSION LEVEL OF
LIPID-ASSOCIATED GENES

) Group Art Unit: 1655

) Examiner: Ethan C. Whisenant

AMENDMENT

Box AMENDMENT FEE

Commissioner for Patents

Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in response to the Office Action dated November 19, 2001.

Please enter the following amendments:

IN THE SPECIFICATION:

On page 5, starting with line 3, please replace with the following paragraph:

Gene amplification is a common mechanism leading to up-regulation of gene expression.

a (Stark et al., Cell. 75: 901-908 (1989).) Evidence from cytogenetic studies indicates that significant

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

EV 051628695 US
Express Mail Label No.

May 15, 2002
Date of Deposit

Lynne Fulmer
Name of Person Mailing Paper

Lynne Fulmer

Signature of Person Mailing Paper OC-106197.1

00000002 09676052